



PATENT  
Atty. Docket No. 16095.002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kent B. Thudium et al.

Serial No.: 09/977,066 Group Art Unit: 1635

Filed: October 12, 2001 Examiner: to be assigned

For: CYTOMEGALOVIRUS INTRON A FRAGMENTS

**RESPONSE TO THE NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION FILING DATE GRANTED**

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted" mailed from the Patent Office on November 16, 2001, enclosed herewith are the Declaration for Patent Application and substitute drawings. Also enclosed is a check in the amount of \$1,152.00 to cover the basic filing fee, claim fee(s) and surcharge fee set forth under 37 C.F.R. §1.16(e).

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 03-1664. This, however, is not an authorization to pay Issue Fee.

Respectfully submitted,

By:

Anne S. Dollard  
Attorney for Applicants  
Reg. No. 43,935

December 11, 2001  
CHIRON CORPORATION  
Intellectual Property - R440  
P.O. Box 8097  
Emeryville, CA 94608  
(510) 923-2719  
(510) 655-3542

I hereby certify that this correspondence is being  
deposited with the United States Postal Service as  
First Class mail in an envelope addressed to: Assistant  
Commissioner for Patents, Washington, D.C. 20231,

on this 12 day of December, 2001.

By [Signature]

COPY OF PAPERS  
ORIGINALLY FILED



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/977,066	10/12/2001	Kent E. Thudium	PPI6095.002

CONFIRMATION NO. 1828

## FORMALITIES LETTER



\*OC000000007085354\*

IRON CORPORATION  
Intellectual Property - R440  
P.O. Box 8097  
Emeryville, CA 94662-8097

Date Mailed: 11/16/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$282.
  - \$198 for 11 total claims over 20.
  - \$84 for 1 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1152.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

01/11/2002 NHOHAMM1 00000008 09977066

01 FC:101	740.00 OP
02 FC:103	198.00 OP
03 FC:102	84.00 OP
04 FC:105	130.00 OP

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*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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SUBMISSION OF FORMAL DRAWINGS

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicants submit herewith the formal drawings required in the above-referenced patent application. Six (6) sheets of formal drawings are submitted herewith. The Commissioner is hereby authorized to charge any fees which may be required to Deposit Account No. 03-1664.

Respectfully submitted,

By:

Anne S. Dollard  
Attorney for Applicants  
Reg. No. 43,935

December 11, 2001  
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